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October 19, 1987

MARY ELLEN KRUG
(1918-1985)

Mr. Jackson Fox
Assistant U.S. Attorney
3600 Seafirst Fifth Avenue Plaza
Seattle, WA 98104

Re: EPA Investigation of Reidel International

Dear Mr. Fox:

Along with this letter I am presenting you with a written proffer of the testimony which my client, Robert Tea, could give if he were called as a witness by the Government in this matter. You and I have agreed that this written proffer is submitted for purposes of settlement negotiation and will under no circumstances be used against my client.

Assuming that you are willing to agree that if my client can testify to all of the items contained in this proffer he will not be charged with EPA violations relating to his employment for Reidel, he and I will be willing to meet with you and your agents so that you can debrief him in details.

Very truly yours,

SCHWEPPE, KRUG & TAUSEND, P.S.

J. Ronald Sim

JRS:dh
Enc.
cc: Robert Tea
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If called as a witness by the Government, Robert Tea would be able to testify to the following facts:

- From the time Reidel took over the Glacier facility until May 15, 1987, Robert Teas's position was Truck Foreman. He was only responsible for the trucks and crews at both the Duwamish and Lake Union facilities. His office was at the Duwamish facility.
- When the decision was made to close the Lake Union facility and service those trucks at the Duwamish Yard, Tea complained to Ron Summers and Jim Repman that the Duwamish Yard could not handle the waste water and material generated by the additional trucks. The trucks kept coming despite this complaint.
- Tea had several conversations with Summers informing him that the recycle system could not handle the volume. Tea was present when other employees made similar complaints.
- Tea had no responsibility for operations in May of 1986 when he took Richard Koch, an engineer from DOE northwest office through the Duwamish facility. Plant manager Ron Summers was not available and the task was delegated to Tea.
- Tea discussed several modifications to the facility with Koch which would prevent waste water from flowing into the Duwamish.

Koch made several suggestions and agreed that some of Tea's suggestions would be helpful.

- Tea discussed Koch's concerns with Summers and was told that Reidel would not get a permit because they did not need one.

- Tea began to cause several of the modifications discussed with Koch to occur.

- Part of the problem which overloaded the recycle system under Reidel's management was the company's unwillingness to give away excess concrete. Under Glacier, trucks returning with extra concrete were sent to nearby businesses (e.g. junkyards) that would use the extra concrete as it was available. Thus, less concrete went through the screw.

- A few weeks after Richard Koch's inspection the screw separating devise was broken. Tea gave directions that the slurry be pumped into another area. His directions were disregarded and a mechanic cut a hole in the gate to allow water to run directly into the river.

- After the inspection by Richard Koch, Tea attempted to get permission from his superiors to use returned concrete to build up the level of the land adjacent to the Duwamish so that runoff would not flow into the river. Tea's superiors did not endorse the proposal.